

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff, No. 09-CR-20297

-vs- Hon. GERALD E. ROSEN

D-4 AUSTIN GOMAN,

Defendant.

**MOTION TO DISMISS INDICTMENT AND CANCEL  
UNEXECUTED ARREST WARRANT AND BRIEF IN SUPPORT THEREOF**

The United States of America hereby moves this Court for leave to dismiss the Indictment and First Superseding Indictment against Austin Goman in this case for the reason that the ends of justice would best be served by this dismissal. Rule 48(a) of the Federal Rules of Criminal Procedure provides that "[t]he government may, with leave of court, dismiss an indictment, information, or complaint."

The government also requests this Court to cancel the unexecuted arrest warrants for Austin Goman, which are based on the Indictment and First Superseding Indictment.

s/Stephen L. Hiyama  
STEPHEN L. HIYAMA  
Assistant United States Attorney  
211 West Fort Street, Suite 2001  
Detroit, MI 48226  
tel. 313-226-9674  
e-mail: stephen.hiyama@usdoj.gov  
bar no.: 32236

s/With Consent of Barbara L. McQuade  
United States Attorney

Dated: May 24, 2012